

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

CIVIL NO. 1:05CV263  
(1:03CR50)

|                           |   |              |
|---------------------------|---|--------------|
| CHARLES JETER GRIFFITH,   | ) |              |
|                           | ) |              |
| Petitioner, )             | ) |              |
|                           | ) |              |
| vs.                       | ) | <u>ORDER</u> |
|                           | ) |              |
| UNITED STATES OF AMERICA, | ) |              |
|                           | ) |              |
| Respondent.               | ) |              |
| _____                     | ) |              |

**THIS MATTER** is before the Court on the Petitioner's motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 filed July 20, 2005, and upon referral from the District Court.

After review of the motion, the Court finds the United States should file response to the issues raised therein.

**IT IS, THEREFORE, ORDERED** that the United States file answer to the petition filed herein on or before 60 days from service of this Order.

Signed: July 26, 2007

Dennis L. Howell

Dennis L. Howell  
United States Magistrate Judge

